### EXECUTIVE SUMMARY - ENFORCEMENT MATTER

RESPONDENT NAME: Gray Utility Service L.L.C.

ORDER TYPE:								
X_1660 AGREED ORDER	X_1660 AGREED ORDERFINDINGS AGREED ORDER							
FINDINGS DEFAULT ORDERSHUTDOWN ORDERIMMINENT AND SUBSTANTI ENDANGERMENT ORDER								
_AMENDED ORDEREMERGENCY ORDER								
CASE TYPE:								
AIR	INDUSTRIAL AND HAZARDOUS WASTE							
X_PUBLIC WATER SUPPLY	PETROLEUM STORAGE TANKS	_OCCUPATIONAL CERTIFICATION						
WATER QUALITY	SEWAGE SLUDGE	UNDERGROUND INJECTION CONTROL						
MUNICIPAL SOLID WASTE	RADIOACTIVE WASTE	DRY CLEANER REGISTRATION						
SITE WHERE VIOLATION(S) OCCURS  TYPE OF OPERATION: Public water sup	RED: Sunchase Subdivision, 1400 Mesa Lane, Hampply	shire, Jefferson County						
SMALL BUSINESS: X Yes	No							
OTHER SIGNIFICANT MATTERS: The facility location.	re are no complaints. There is no record of additiona	al pending enforcement actions regarding this						
INTERESTED PARTIES: No one other th	an the ED and the Respondent has expressed an inte	rest in this matter.						
COMMENTS RECEIVED: The Texas Reg	rister comment period expired on July 7, 2008. No constitution	comments were received.						
4033; Mr. Bryan Sinclair, Enforcer <b>Respondent:</b> Mr. Walter M. Gray, Belvieu, Texas 77580	or: None : Mr. Epifanio Villarreal, Enforcement Division, Enment Division, MC 219, (512) 239-2171 Jr., General Manager and Registered Agent, Gray Uesented by counsel on this enforcement matter							

## RESPONDENT NAME: Gray Utility Service L.L.C. DOCKET NO.: 2008-0463-PWS-E

#### **VIOLATION SUMMARY CHART:**

#### VIOLATION INFORMATION **CORRECTIVE ACTIONS** PENALTY CONSIDERATIONS TAKEN/REQUIRED Type of Investigation: Total Assessed: \$1.010 Corrective Actions Taken: Complaint X Routine Total Deferred: \$202 The Executive Director recognizes that on Enforcement Follow-up March 26, 2008, the Respondent has X Expedited Settlement X Records Review implemented the following corrective measures at the Facility: Financial Inability to Pay Date(s) of Complaints Relating to this Case: None SEP Conditional Offset: \$0 a. Submitted a copy of an up-to-date monitoring plan that described the Date of Investigation/Record Revie Total Paid to General Revenue: \$808 sampling frequency, and specified the Relating to this Case: January 8, 2008 analytical procedures and laboratories; (Investigation) and March 25, 2008 **Site Compliance History Classification** \_\_\_ High \_\_\_ Average \_\_\_ Poor (Record Review) b. Submitted a photo demonstrating that the leaking valve between the well and Date of NOE Relating to this Case: pressure tank was repaired: **Person Compliance History Classification** March 4, 2008 (NOE) \_\_\_ High X Average \_\_\_ Poor c. Submitted a photo of an easily readable gauge on the pressure tank; Background Facts: This was a routine Major Source: Yes X No investigation and record review. d. Submitted a photo of the covered Applicable Penalty Policy: September 2002 WATER electrical box; and e. Submitted copies of records 1) Failure to maintain an up-to-date plant demonstrating compliance with the operations manual for operator review and disinfection residual monitoring results, reference [30 Tex. ADMIN. CODE § 290.42(1)]. volume of water treated, and microbiological analysis. 2) Failure to make available for **Ordering Provisions:** Commission review a complete up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, The Order will require the Respondent to: describes the sampling frequency, and specifies the analytical procedures and a. Within 10 days after the effective date laboratories that the public water system of the Agreed Order: will use to comply with the monitoring requirements [30 Tex. ADMIN. CODE § i. Have a certified inspector complete and 290.121(a) and (b)]. maintain customer service inspection certifications on all residences that do not 3) Failure to maintain all treatment units, have service agreements, in accordance storage and pressure maintenance facilities, with 30 Tex. ADMIN. CODE § 290.46; and distribution system lines and related appurtenances in a watertight condition ii. Compile and maintain properly [30 Tex. Admin. Code § 290.46(m)(4)]. completed monthly water works operation records and maintenance records, 4) Failure to provide the pressure tank with including but not limited to the amount of an easily readable pressure gauge [30 Tex. chemical used on a weekly basis, and make ADMIN. CODE § 290.43(d)(2)]. them available at the time of Commission inspections, in accordance with 30 Tex. 5) Failure to ensure that all water system ADMIN. CODE § 290.46. electrical wiring is securely installed in compliance with a local or national b. Within 30 days after the effective date electrical code [30 Tex. ADMIN. CODE. of this Agreed Order: § 290.46(v)]. i. Calibrate the well meter, in accordance 6) Failure to maintain copies of customer with 30 Tex. ADMIN. CODE § 290.46; and service inspection certificates that can be

# **RESPONDENT NAME:** Gray Utility Service L.L.C. **DOCKET NO.:** 2008-0463-PWS-E

made available to Commission personnel at the time of investigations [30 Tex. ADMIN. CODE § 290.46(f)(3)(E)(iv)].

- 7) Failure to provide water system records to Commission personnel at the time of the investigation [30 Tex. ADMIN. CODE § 290.46(f)(2), 290.46(f)(3)(A)(i)(III), 290.46(f)(3)(B)(iii) and 290.46(f)(3)(D)(i)].
- 8) Failure to calibrate the well meter once every three years [30 Tex. Admin. Code § 290.46(s)(1)].
- 9) Failure to pay all annual and late General Permits Stormwater fees for TCEQ Financial Administration ("FA") Account No. 20023365 for Fiscal Year 2008 and failure to pay all annual and late Public Health Service fees for TCEQ FA Account No. 91230083 for Fiscal Years 2004 through 2008 [30 Tex. ADMIN. CODE § 290.51(a)(3) and Tex. WATER CODE §§ 26.0291 and 5.702].

- ii. Submit payment for all outstanding fees, interest, and penalties for TCEQ FA Account Nos. 20023365 and 91230083.
- c. Within 45 days after the effective of the Agreed Order, submit written certification and include supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provisions a. and b.
- d. Within 60 days after the effective date of the Agreed Order, maintain an up-to-date and thorough plant operations manual for operator review and reference, in accordance with 30 Tex. ADMIN. CODE § 290.42.
- e. Within 75 days after the effective date after the effective date of this Agreed Order, submit written certification and include supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision d.

Additional ID No(s).: PWS No. 1230083

Policy Revision 2 (Septer	Penalty Calculation	n Worksheet (P	CW)	hruary 29, 2008
TCEC	nber 2002)		7 OW NOVIGION 1 O	ordary zer zeee
	10-Mar-2008   Screening 19-Mar-2008	EPA Due		
RESPONDENT/FACILITY II	NEORMATION			Taxaniya 1986
	Gray Utility Service L.L.C.			1
Reg. Ent. Ref. No. R				WALES AND THE STREET
Facility/Site Region 1	0-Beaumont	Major/Minor Source	Minor	
CASE INFORMATION				
Enf./Case ID No. 3	5573	No. of Violations	9	٦
Docket No. 2	008-0463-PWS-E	Order Type		
Media Program(s)		Enf. Coordinator	Epifanio Villarreal	
Multi-Media		EC's Team	Enforcement Team 2	
Admin. Penalty \$ Lii	mit Minimum \$50 Maximum	\$1,000		
· · · · · · · · · · · · · · · · · · ·	Dan altri Calavila	tion Continu		
i e	Penalty Calcula	ition Section	·	
TOTAL BASE PENALT	Y (Sum of violation base penaltie	es)	Subtotal 1	\$650
ADJUSTMENTS (+/-) T	O CUPTOTAL A SECRET OF SEC.			11 12 100 100 20 20 100
	d by multiplying the Total Base Penalty (Subtotal 1) by	the indicated percentage.		
Compliance Histor			otals 2, 3, & 7	\$240
	The penalty enhancement is due to one	prior Notice of Violation		
	("NOV") containing violations that are the			-
Notes	violations in the current enforcement action	n, one prior dissimilar NOV,	'	
문화하는 사실 18 전화한 보험과	and one non-adjudicated final court judgm	nent containing a denial of		
	liability.			
	Business of the computation of the control of the c		- 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.	\$0
Culpability	No   <b>0%</b>	Enhancement	Subtotal 4	30
Notes	The Respondent does not meet the	e culpability criteria.		
Good Faith Effort t	to Comply 0%	Reduction	Subtotal 5	\$0
	Before NOV NOV to EDPRP/Settlement Offer		ryk, landosy a fort ox	··································
Extraordinary				
Ordinary				
N/A	X (mark with x)		1	
Notes	The Respondent does not meet the	a good faith criteria		
Notes	The Respondent does not meet the	s good later criteria.		
	00/		Subtotal 6	\$0
		Enhancement* I at the Total EB \$ Amount	HE SUNIONAL OIL	Ψ
	ost of Compliance \$1,050	action rotal and primiting		
			esegga, popularity kides	4000
SUM OF SUBTOTALS			inal Subtotal	\$890
	The state of the s	2 2 44 C C C C C C C C C C C C C C C C C		#400
	JUSTICE MAY REQUIRE	13%	Adjustment	\$120
Reduces or enhances the Final Sub	ototal by the indicated percentage.	The second secon	]	
Notes	Enhancement recommended for recov	ery of avoided costs of		
Notes	compliance.			
. L		Final Pe	nalty Amount	\$1,010
STATUTORY LIMIT AD	DJUSTMENT	Final Asse	ssed Penalty	\$1,010
The second secon			n, ser tum sagapi aun, Willia®	
DEFERRAL		20% Reduction	Adjustment	-\$202
Reduces the Final Assessed Penal	ty by the indicted percentage. (Enter number only; e.g.	g. 20 for 20% reduction.)	1	
N1=1	Deformal offered for averable	d cattlement		
Notes	Deferral offered for expedite	u sememem.		
	The state of the s		,	
DAYADI E DENALTY				\$808

Screening Date 19-Mar-2008

Docket No. 2008-0463-PWS-E

**PCW** 

Respondent Gray Utility Service L.L.C.

Case ID No. 35573

Reg. Ent. Reference No. RN102682358

Media [Statute] Public Water Supply

Enf. Coordinator Epifanio Villarreal

Policy Revision 2 (September 2002) PCW Revision February 29, 2008

### **Compliance History Worksheet**

Component	Number of	Enter Number Here	Adjust
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	5%
	Other written NOVs	1.343.11.30	2%
· · · · ·	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	falls in <b>O</b> ffice	0%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denia of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission		0%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	[1] S. M. C. Martin, Phys. Lett. B 50, 127 (1997).	30%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final cour judgments or consent decrees without a denial of liability, of this state or the federa government		0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	1	0%
, tadito	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	0	0%
	Plea	se Enter Yes or No	
	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No No	0%
	Participation in a voluntary pollution reduction program	No	0%
ı			- ,-

Early compliance with, or offer of a product that meets future state or federal government

Adjustment Percentage (Subtotal 2) 37%

No

0%

>> Repeat Violator (Subtotal 3)

N/A

Adjustment Percentage (Subtotal 3)

0%

>> Compliance History Person Classification (Subtotal 7)

environmental requirements

Average Performer

Adjustment Percentage (Subtotal 7)

0%

>> Compliance History Summary

Compliance History Notes The penalty enhancement is due to one prior Notice of Violation ("NOV") containing violations that are the same as or similar to the violations in the current enforcement action, one prior dissimilar NOV, and one non adjudicated final court judgment containing a denial of liability.

Total Adjustment Percentage (Subtotals 2, 3, & 7)

37%

Screening Date	19-Mar-2008	Docket	<b>No.</b> 2008-0463-PWS-E	PCW
Respondent	f Gray Utility Service L.L.	.C.	Policy Re	vision 2 (September 2002)
Case ID No.			PCW F	Revision February 29, 2008
Reg. Ent. Reference No.				ZACHA udalah
	Public Water Supply			Africa - Prilitabili
Enf. Coordinator				· ·
Violation Number	r 1			ANA PROPERTY.
Rule Cite(s)		30 Tex. Admin. Code	§ 290.42(I)	Madel (MA) COOK
Violation Description	Failed to maintain a	n up-to-date plant operatic reference.	ons manual for operator review and	NO PROPERTY CONTRACTOR
			Base Penalty	\$1,000
>> Environmental, Property :	and Human Health I	<b>Matrix</b>		·
	Harm		1,998 (1994) (1994) (1994) (1994) (1994) (1994) (1994) (1994) (1994) (1994) (1994) (1994) (1994) (1994) (1994)	
Release OR Actua		te Minor		· ·
OR Actua Potentia			Percent 0%	A GARAGEMENT AND A GARA
	'L			Talawwindalad
>>Programmatic Matrix				GWCCALORY C
Falsification	Major Modera	te Minor	- ( - 100)	TIANIAN TIME
	<u>  x                                   </u>		Percent 10%	Consistence
Matrix Notes	100% of	f the rule requirement was	not met.	en open en e
		Self Continues Control	Adjustment \$900	
加加克尔· · · · · · · · · · · · · · · · · · ·		24, 26 C. C. 20. C. 20. C.		\$100
			and a	\$100
Violation Events	Cantille Street Selbit 196			2004s-Annorst-Was
Number of Vi	iolation Events 1	71	Number of violation days	100
Number of Vi	lolation Events 1		Number of violation days	and common commo
	daily	-		and a second and a
	monthly			£100
mark only one with an x			Violation Base Penalty	\$100
With air X	semiannual annual			OCIOARMO-PPA
	single event x			T
	Lassassa lasia acabinete e			
	One	e single event is recomme	nded.	The Control of the Co
Economic Benefit (EB) for the	nis violation		Statutory Limit Test	
Fetimate	ed EB Amount	\$4	Violation Final Penalty Total	\$155
Lounate				
		This violation Final As	ssessed Penalty (adjusted for limits)	\$155

Delayed Costs   Equipment Buildings		E	conomic l	Benefit W	<b>Vorks</b>	sheet	entholimus e	energen en er en
Case ID No. 35573   Reg. Ent. Reference No. RN102882358   Media Public Water Supply   Violation No. 1	Respondent	Grav Utility Ser	vice LLC				a disententi di sensi	
Reg. Ent. Reference No. RN102682358   Media   Public Water Supply   Violation No. 1     Percent Interest   Vears of Despecial   S.0			1100 111101					
Notes for AVOIDED costs   Percent interest   Vears of Depreciat							The second	
Item Cost   Item Cost   Date Required   Final Date   Yrs   Interest Saved   Onetime Costs   EB Amount							<b></b>	
Item Cost			uppiy				Percent Interest	
Item Cost   Date Required   Final Date   Yrs   Interest Saved   Onetime Costs   EB Amount	Violation No.	1 1970 - Brown G. (1971)			: - K.S. H. SO SO <b>TROP</b>	NAMES OF THE STATE		Depreciation
Delayed Costs						pentien -	5.0	15
Delayed Costs   Equipment	i alpanajo kir jaki nazabili	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Delayed Costs   Equipment	Item Description	No commoe or \$			Service 1		1.48	
Equipment Buildings	teni pesonphon	140 CONTINUES OF T	to decide the water	iteloji 3. ar Vlas (dad				
Equipment Buildings	(Balaska) Okaka							
Buildings			<del>,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,</del>		<del></del>		, , , , , , , , , , , , , , , , , , ,	
Other (as needed)								
Engineering/construction	·							
Land   Record Keeping System   \$100   8-Jan-2008   1-Nov-2008   0.8   \$4   n/a   \$4   \$4   \$4   \$4   \$4   \$4   \$4   \$								
\$100		+						
Training/Sampling Remediation/Disposal Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)  Notes for AVOIDED costs		\$100	8_lan_2008	1.Nov.2008				
Remediation/Disposal Permit Costs Other (as needed)  Notes for DELAYED costs  The delayed cost includes the amount required to compile and maintain a plant operations manual, calculate from the date of the investigation to the estimated date of compilance.  AVOIGED COSTS  ANNUALIZE [1] avoided costs before entering Item (except for one-time avoided costs)  Disposal Personnel O.0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0		Ψ100	0-3411-2000	1-110V-2000				
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)  Notes for AVOIDED costs  Other (as needed)  The delayed cost includes the amount required to compile and maintain a plant operations manual, calculate from the date of the investigation to the estimated date of compliance.  The delayed cost includes the amount required to compile and maintain a plant operations manual, calculate from the date of the investigation to the estimated date of compliance.  ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)  0,0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0		Socialism va vantamusellus	Control Contro					
Notes for DELAYED costs  The delayed cost includes the amount required to compile and maintain a plant operations manual, calculate from the date of the investigation to the estimated date of compliance.  Avoided Costs  Disposal Personnel Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)  Notes for AVOIDED costs				<del></del>				
The delayed cost includes the amount required to compile and maintain a plant operations manual, calculate from the date of the investigation to the estimated date of compliance.  Avoided Costs  Disposal Personnel Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)  The delayed cost includes the amount required to compile and maintain a plant operations manual, calculate from the date of the investigation to the estimated date of compliance.  ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)  1 0,0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0				<del>*************************************</del>				
Disposal	Notes for DELAYED costs							an one of the stand
Disposal	Avoided Costs	ANN	UALIZE [1] avoide	ed costs before	entering	item (except for	one-time avoided c	osts)
Description   Description	Disposal		1, 13	D. Berlinston				
Inspection/Reporting/Sampling   0.0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Personnel				0,0	\$0		
Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)  Notes for AVOIDED costs	Inspection/Reporting/Sampling				0.0		\$0	
ONE-TIME avoided costs [3] Other (as needed)  Notes for AVOIDED costs	Supplies/equipment							\$0
Other (as needed)  Notes for AVOIDED costs	Financial Assurance [2]	A State of the sta						\$0
Notes for AVOIDED costs	!!	Maria and Control of the Control of	1					
	Other (as needed)				0.0	\$0	\$0	\$0
	Notes for AVOIDED costs			4.5			a (	
	Notes for Avoided Costs							
		And the second second		Andrew State Company	g the sound that all	and the second second second	<del>Selegistron adalar arata arata arata</del>	
Approx. Cost of Compliance \$100 TOTAL								

Screening Date	€ 19-Mar-2008	<b>Docket No.</b> 2008-0463-PWS-E	PCW
Responden	Gray Utility Service L.L.C.		Policy Revision 2 (September 2002)
Case ID No	. 35573		PCW Revision February 29, 2008
Reg. Ent. Reference No	. RN102682358		The state of the s
Media [Statute	Public Water Supply		-
Enf. Coordinato	r Epifanio Villarreal		1.
Violation Numbe			
Rule Cite(s	) 30 Т	ex. Admin. Code § 290.121(a) and (b)	
Violation Description	microbiological monitorin sampling frequency, and s public water system will use the time of the investigatio	for Commission review a complete up-to-date chem ng plan that identifies all sampling locations, descrit specifies the analytical procedures and laboratories e to comply with the monitoring requirements. Spec on, it was documented that the plan was missing information	that the ifically, at commation
$\label{eq:continuous} \boldsymbol{\theta} = \boldsymbol{\theta} \cdot \boldsymbol{\theta} + \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} + \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} + \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} + \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} + \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot \boldsymbol{\theta} + \boldsymbol{\theta} \cdot \boldsymbol{\theta} \cdot$		Bas	e Penalty \$1,000
>> Environmental, Property	and Human Health Mati	rix	
	Harm	3	TAXABLE PROPERTY OF THE PROPER
<b>OR</b> Release		Minor	
Potentia		Percent 0%	
>>Programmatic Matrix			
Falsification	n Major Moderate	Minor	
	X	Percent 5%	The state of the s
Matrix Notes	Between 30% and 70	0% of the rule requirement was not met.	
nasana si d Tahun salampika balan	grifighe signification fraingle de a de a	Adjustment	\$950
ESPARANTA MATERIAL CONTRACTOR CON			\$50
Violation Events			
Number of V	iolation Events 1	71 Number of violation da	ys
	daily	•	
mark only one with an x	monthly quarterly semiannual annual single event x	Violation Bas	e Penalty \$50
	One sin	ngle event is recommended.	
Economic Benefit (EB) for the	nis violation	Statutory Limit Te	st
Estimate	ed EB Amount	\$1 Violation Final Pen	alty Total \$78
<b></b>			
	Total Company of the State of t	This violation Final Assessed Penalty (adjusted	for limits) \$78

	t Gray Utility Ser	vice L.L.C.				V. 17	
Case ID No	o. 35573						
Reg. Ent. Reference No	o. RN102682358					*	
Med Violation No	<b>ia</b> Public Water S <b>o.</b> 2	upply				Percent Interest	Years of Depreciation
						5,0	15
a de la companya della companya della companya de la companya della companya dell	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	n No commas or \$						.,
TENTON TO THE PERSON OF THE PE	rii (10 golliildo ol y						
Delayed Cos	k in in the	Philippe Comment	and the work of	11000			
Equipment			Fed all forces	1 0.0	\$0	\$0	\$0
Buildings			r Countain Eisint	0.0	\$0	\$0	\$0
Other (as needed)	Le répondue le le	Description was not	s is "West of a line."	0,0	\$0	\$0	\$0
Engineering/construction			and the second second	0.0	\$0	\$0	\$0
Land				0,0	\$0	n/a	\$0
Record Keeping System	\$100	8-Jan-2008	26-Mar-2008	0.2	\$1	n/a	\$1
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)	The delayed co	st includes the am	ount to update the	][ 0.0 chemic	al and microbiolog	ical monitoring plan.	\$0 calculated from
Other (as needed)  Notes for DELAYED costs  Avoided Cos	esprises Islandia	the	date of the Investig	chemic gation to	al and microbiolog the date of compl	ical monitoring plan,	calculated from
Notes for DELAYED costs	esprises Islandia	the	date of the Investig	chemic gation to	al and microbiolog the date of compl item (except for	ical monitoring plan, lance. one-time avoided c	calculated from
Notes for DELAYED costs  Avoided Cost Disposal Personnel	esprises Islandia	the	date of the Investig	chemic gation to ntering	al and microbiolog the date of compl item (except for \$0 \$0	ical monitoring plan, lance. one-time avoided c	calculated from osts) \$0 \$0
Notes for DELAYED costs  AVoided Cost Disposal Personnel Inspection/Reporting/Sampling	esprises Islandia	the	date of the Investig	chemics gation to entering 0.0 0.0	al and microbiolog the date of compl item (except for \$0 \$0	ical monitoring plan, lance.  one-time avoided c \$0 \$0 \$0 \$0	calculated from
Notes for DELAYED costs  AVoided Cost Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	esprises Islandia	the	date of the Investig	chemica gation to entering 0.0 0.0 0.0	al and microbiolog the date of compl item (except for \$0 \$0 \$0	ical monitoring plan, lance.  one-time avoided c  \$0  \$0  \$0  \$0	calculated from
Notes for DELAYED costs  AVoided Cost Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	esprises Islandia	the	date of the Investig	chemica gation to ntering 0.0 0.0 0.0 0.0	al and microbiolog the date of compl item (except for \$0 \$0 \$0 \$0	ical monitoring plan, iance.  one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0	calculated from  \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Cost  Avoided Cost  Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	esprises Islandia	the	date of the Investig	chemics galion to ntering 0.0 0.0 0.0 0.0 0.0 0.0	al and microbiolog the date of compl item (except for \$0 \$0 \$0 \$0 \$0	ical monitoring plan, iance.  one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0	calculated from \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs  AVoided Cost Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	esprises Islandia	the	date of the Investig	chemica gation to ntering 0.0 0.0 0.0 0.0	al and microbiolog the date of compl item (except for \$0 \$0 \$0 \$0	ical monitoring plan, iance.  one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0	calculated from \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs  AVoided Cos Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	esprises Islandia	the	date of the Investig	chemics galion to ntering 0.0 0.0 0.0 0.0 0.0 0.0	al and microbiolog the date of compl item (except for \$0 \$0 \$0 \$0 \$0	ical monitoring plan, iance.  one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0	calculated from \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

Screening Date	19-Mar-2008	Docket N	<b>No.</b> 2008-0463-PWS-E	PCW
Respondent	Gray Utility Service L.L.C.		Poli	cy Revision 2 (September 2002)
Case ID No.	35573		P	CW Revision February 29, 2008
Reg. Ent. Reference No.	RN102682358		•	
Media [Statute]	Public Water Supply			
Enf. Coordinator				
Violation Number	3			
Rule Cite(s)	3	0 Tex. Admin. Code § 29	90.46(m)(4)	
Violation Description	distribution system lir	nes and related appurten	nd pressure maintenance facilities, nances in a watertight condition. documented that a valve from the value fr	well
			Base Pena	alty \$1,000
>> Environmental, Property a	ınd Human Health Mat	rix		
	Harm			
OR Release	Major Moderate	Minor		
OR Actual Potential			Percent 10%	
			MING.	
>>Programmatic Matrix	Major Madarata	Minor	STATES	
Falsification	Major Moderate	Minor	Percent 0%	
			1 er cent	
Matrix Failure to	maintain the water system i	n a watertight condition o	could allow a significant amount of	
Notes contaminar	its to enter the water system	n which would not exceed	d levels protective of human health	];
· <b>L</b>				
	Pulls de algebrahatra de la la la colonia	The soled Association are sentential	Adjustment \$	900
				\$100
				4100
Violation Events	A SAME AND A SAME AS	okawananan meneralah dianggan pertambah dianggan pertambah dianggan pertambah dianggan pertambah dianggan pert Pertambah dianggan pertambah dianggan pertambah dianggan pertambah dianggan pertambah dianggan pertambah diang		246B
Bleffe Dr. Tie Til Til Co. Tal Co. Al Til Well and L. Delle Performance of the control of the structure of the control of the		PARALIN SOURCEMENT REPRESENTATION OF THE		1.000004.990.00 1
Number of Vic	olation Events 1	71	Number of violation days	*,
		1		
	daily			
	monthly	,	Violation Base Pena	11tv \$100
mark only one with an x	quarterly x semiannual		Violation base Fem	anty
	annual			
	single event			
	Manager of the provided and a decided the latest and the latest an	9		
One quarter	rly event is recommended from of so	om the date of the inves reening, March 19, 2008	tigation, January 8, 2008, to the da 3.	ate
Economic Benefit (EB) for th	is violation		Statutory Limit Test	
	d EB Amount	\$1	Violation Final Penalty To	otal \$155
Louinate		<u> </u>	Troubles I man I origing I	
		This violation Final As	sessed Penalty (adjusted for lim	its) \$155

	ara //4-60m 🖹	conomic	Benefit W	orks	sheetowe	erne <mark>indes</mark> e filozof i čeveni	91.54P
Respondent	Gray Utility Sen	vice L.L.C.					
Case ID No.		7100 E.E.O.					
Reg. Ent. Reference No.						141 1 44	
	Public Water S	umnha					Years of
Violation No.		uppiy				Percent Interest	Depreciation
violation no.	. J				SEPTEMBER OF C.	the second with the second of	. 10.15.16.11
					erry Schillening Child	5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	ilitere i picaliposti ura	andtrawniaeninae	Makale S		and the first field and white first	
fyring indiadeleptorestore		a mental mental and and an and an and an					
Delayed Costs						į,	
Equipment	TEXTROLL PROPERTY.		PERMITTER STATE	0.0	\$0	\$0	\$0
Buildings	anger (1975)			0.0	\$0	\$0	\$0
Other (as needed)	⊓5∨ \$100 I	8-Jan-2008	26-Mar-2008	0,2	\$0	\$1	\$1
Engineering/construction			a character to	0,0	\$0	\$0	\$0
Land				0,0	\$0	n/a	\$0
Record Keeping System	2 T 1 T 1 T 1 T 1 T 1 T 1 T 1 T 1 T 1 T			0,0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
				1 0,0	Ι ΨΟ	11/C	
Permit Costs				0.0	\$0	n/a	\$0
	The delayed or	ost includes the am	count to repair the	0.0	\$0 \$0	n/a n/a	\$0 \$0 
Permit Costs Other (as needed) Notes for DELAYED costs		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp	\$0 \$0 ak, calculated from ollance.	n/a n/a	\$0 \$0 estigation to the
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp	\$0 \$0 ak, calculated from illance.	n/a n/a n the date of the inve	\$0 \$0 estigation to the
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0	\$0 \$0 ak, calculated from illance. item (except for a	n/a n/a n the date of the inver- one-time avoided of	\$0 \$0 estigation to the osts)
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal Personnel		: : : : : : : : : : : : : : : : : : :	date.	valve le of composition of compositi	\$0 \$0 ak, calculated from ollance. item (except for a \$0 \$0	n/a n/a n the date of the inver- cone-time avoided or \$0 \$0	\$0 \$0 estigation to the osts) \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling		: : : : : : : : : : : : : : : : : : :	date.	valve le of comp	\$0 \$0 ak, calculated from ollance. item (except for a \$0 \$0 \$0	n/a n/a n the date of the inverse one-time avoided of \$0 \$0 \$0 \$0	\$0 \$0 estigation to the oosts) \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0 0.0 0.0	\$0 \$0 ak, calculated from ollance. item (except for ollance) \$0 \$0 \$0	n/a n/a n the date of the inverse avoided c \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 estigation to the osts) \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0 0.0 0.0 0.0	\$0 \$0 ak, calculated from lilance. item (except for a \$0 \$0 \$0 \$0	n/a n/a n the date of the inverse avoided c \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 estigation to the estigation to the estigation to the \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0 0.0 0.0 0.0 0.0	\$0 \$0 ak, calculated from illance. item (except for a \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n the date of the inverse cone-time avoided or \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 estigation to the estigation to the so \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0 0.0 0.0 0.0	\$0 \$0 ak, calculated from illance. item (except for a \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n the date of the inverse avoided c \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 estigation to the osts) \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0 0.0 0.0 0.0 0.0	\$0 \$0 ak, calculated from illance. item (except for a \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n the date of the inverse cone-time avoided or \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 estigation to the osts) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0 0.0 0.0 0.0 0.0	\$0 \$0 ak, calculated from illance. item (except for a \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n the date of the inverse cone-time avoided or \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 estigation to the osts) \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0 0.0 0.0 0.0 0.0	\$0 \$0 ak, calculated from illance. item (except for a \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n the date of the inverse cone-time avoided or \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 estigation to the osts) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0 0.0 0.0 0.0 0.0	\$0 \$0 ak, calculated from illance. item (except for a \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n the date of the inverse cone-time avoided or \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 estigation to the osts) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  AVOIDED COSTS  DIsposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)		: : : : : : : : : : : : : : : : : : :	date.	0.0 0.0 valve le of comp ntering 0.0 0.0 0.0 0.0 0.0	\$0 \$0 ak, calculated from illance. item (except for a \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a n the date of the inverse cone-time avoided or \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 estigation to the osts) \$0 \$0 \$0 \$0 \$0

Scree	ening Date	19-Mar-2008	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	Do	ocket No. 2008-0	463-PWS-E		PCW
	-	Gray Utility Se	ervice L.L.C.				Policy Re	vision 2 (September 2002)
	ase ID No.						PCW F	evision February 29, 2008
Reg. Ent. Refe					•			The state of the s
	_	Public Water						
Bright Control of the		Epifanio Villar	real					
Viola	tion Number	4						
	Rule Cite(s)		3	0 Tex. Admin. C	ode § 290.43(d)(2)			
Violation	Description	Failed to prov	vide the pressor of the investiga	ition, it was docu	easily readable pre imented that the pre ult to read.	ssure gauge. Spec essure gauge was	cifically, rusted	
and the state of t						Base	Penalty [	\$1,000
>> Environmental,	Property a	nd Human		rix	ens Seambledte 11 in 2	arestar 1988		
Representation of the Control of the	Release	Major	Harm Moderate	Minor				
OR	Actual	Major	Woderate					
	Potential		Х	-	Percen	it 10%		
Mark and Control	L	2006 - 200 -	.,					
>>Programmatic N					(B) (C) (C) (A) (C) (C) (C) (C) (C) (C) (C) (C) (C) (C			
Г	Falsification	Major	Moderate	Minor	Darson			
Branch and a					Percen	ow		
Matrix Notes	make neces	sary adjustme f the water sup	ents to ensure oply could be	the system is or exposed to signi	pressure tank would perating at the designant amounts of cultive of human health Adjustm	gn pressure. As a ontaminants which h.	result,	
Longo bili in lamenthe in the same of this colo	สิทธิ์เรียกเก็บได้ และได้และได้เดิดได้เกิด	rahadi Al-lah beriSARR	######################################					
							Ĺ	\$100
Violation Events		411.411.000	Sept. Sept. 1		elbrus est elbrus est elbrus est		editas (2007)	
	Number of Vic	lation Events	1	7-	71 Numbe	er of violation days		
	mark only one with an x	daily monthly quarterly semiannual annual single event	X			Violation Base	Penalty[	\$100
	One quarterly	event is reco		n the date of the eening, March 19	investigation, Janu 9, 2008.	uary 8, 2008, to the	e date of	•
Economic Benefit	(EB) for th	is violation			Statu	tory Limit Tesi	1000 1000 1000	a January
	Fetimator	d EB Amount		\$2	Viol	lation Final Penal	tv Total	\$155
	Latinatet	A ED AIIIVUIIL						
				This violation F	inal Assessed Per	nalty (adjusted fo	r limits)[	\$155
Party PROSE No. 2	Military (1996) BEST State Color (1996)			resignatività della di sala di				10 10 10 10 10 10 10 10 10 10 10 10 10 1

	anaka si wasan 🗲	conomic l	3enefit W	orks/	sheet	i togalakih ganjeri s	auto -
Respondent							
Case ID No.						4.4	
Reg. Ent. Reference No.	RN102682358						
	Public Water S	unnly					Years of
Violation No.		ирріу			1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Percent Interest	Depreciation
violation no.	r <b>4</b> Til se sing halaga 1870	· 建铁铁铁矿 (1975年)			TROTESALE SETTE		0.0000444
그 그 그 그 그 그 그 그 그 그 그 그 그 그 그 그 그 그 그						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	THE STATE OF THE STATE OF					
	110 00/////////////////////////////////					ť.	
Delayed Costs							
Equipment	( <del></del>			0.0	\$0	T \$0 T	\$0
Buildings	At parameters and the second states and the second states are second states as a second state of the second states are second states as a second state of the second states are second states as a second state of the second states are second states as a second state of the second states are second states are second states as a second state of the second states are second	the state of the second	<del>rpa ( Prost , Eddinia p) istili</del>	0.0	\$0	\$0	\$0
Other (as needed)	\$150	8-Jan-2008	26-Mar-2008	0.2	\$0	\$2	\$2
Engineering/construction		0 0011 2000	LO WALLOUD	0.0	\$0	\$0	\$0
Land			<del></del>	0,0	\$0	n/a	\$0
Record Keeping System				0,0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	
		Harris de la companya de Sala		U.U	1 ⊅∪	11/a	\$0
Other (as needed)	The delayed co	ost includes the am	ount to replace ar	], 0.0	\$0	n/a	\$0
Notes for DELAYED costs			the investigation	] 0.0 nd install i to the d	\$0 an easily readable ate of compliance	e gauge, calculated	\$0 from the date of
			the investigation	] 0.0 nd install i to the d	\$0 an easily readable ate of compliance	n/a e gauge, calculated	\$0 from the date of
Notes for DELAYED costs			the investigation	] 0.0 nd install i to the d	an easily readable ate of compliance	n/a e gauge, calculated one-time avoided c	\$0 from the date of osts)
Notes for DELAYED costs  Avoided Costs			the investigation	nd install to the d entering 0.0	an easily readable ate of compliance  item (except for \$0 \$0	n/a e gauge, calculated . one-time avoided c	\$0 from the date of osts)
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling			the investigation	0.0 ond install of the dependence of the depende	an easily readable ate of compliance  item (except for \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0	\$0 from the date of  osts) \$0 \$0 \$0
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment			the investigation	nd install to the dependent of the depen	an easily readable ate of compliance litem (except for \$0 \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0 \$0 \$0	\$0 from the date of osts) \$0 \$0 \$0 \$0
Notes for DELAYED costs  AVOIDED COSTS DISPOSAL PERSONNEL Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]			the investigation	0.0  nd install n to the d  entering  0.0  0.0  0.0  0.0  0.0  0.0	an easily readable ate of compliance item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0	\$0  from the date of   osts)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0 \$0
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			the investigation	nd install to the d	an easily readable ate of compliance  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 from the date of \$0  \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs  AVOIDED COSTS DISPOSAL PERSONNEL Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]			the investigation	0.0  nd install n to the d  entering  0.0  0.0  0.0  0.0  0.0  0.0	an easily readable ate of compliance item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0	\$0  from the date of  osts)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			the investigation	nd install to the d	an easily readable ate of compliance  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 from the date of  osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)			the investigation	nd install to the d	an easily readable ate of compliance  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 from the date of  osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			the investigation	nd install to the d	an easily readable ate of compliance  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 from the date of  osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)		UALIZE [1] avoide	the investigation	0.0   0.0	so an easily readable ate of compliance item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 from the date of  osts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANN	UALIZE [1] avoide	the investigation	0.0   0.0	so an easily readable ate of compliance item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a e gauge, calculated one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0  from the date of  osts)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$

Screening Date	19-Mar-2008	Docket No	. 2008-0463-PWS-E	PCW
Respondent	Gray Utility Service L.L.C.		Policy	Revision 2 (September 2002)
Case ID No.			PCM	Revision February 29, 2008
Reg. Ent. Reference No.				
	Public Water Supply			
Enf. Coordinator	p			
Violation Number				7
Rule Cite(s)		30 Tex. Admin. Code. § 29	90.46(v)	
Violation Description	with a local or national elec	ctrical code. Specifically, at	is securely installed in compliance the time of the investigation, it was ad and not properly covered.	
			Base Penalty	<b>1</b> \$1,000
>> Environmental, Property	and Human Health Ma	trix	distribution of the second	
14 14 14 15 15 15 15 15 15 15 15 15 15 15 15 15	Harm	1770		
OR Release		Minor		
OR Actua Potentia			Percent 10%	
	New York Control of the Control of t		.798	
>>Programmatic Matrix	ABS NO US		(설립 6.6)	
Falsification	Major Moderate	Minor	Dancent 00/	
			Percent 0%	
Matrix Notes Failing to presulting in to	ow pressure or outages which	box may expose wires and th would result in exposure d levels that are protective	cause equipment to malfunction, to significant amounts of pollutants of human health.	3
Fig.	and the second s	and the second s	Adjustment \$900	7
[[2] [[2] [[2] [[2] [[2] [[2] [[2] [[2]	Morning and reference and the control of	(this solidate) is an east of the action area.	Adjustition 1	
				\$100
Violation Events				
		1 -	<b>The contract of the contract</b>	
Number of Vi	olation Events 1		Number of violation days	
	daily monthly			
mark only one with an x	quarterly x semiannual annual single event		Violation Base Penalt	\$100
One quarter		m the date of the investigateening, March 19, 2008.	tion, January 8, 2008, to the date o	ıf
Economic Benefit (EB) for th	is violation		Statutory Limit Test	
Fetimate	d EB Amount	\$1]	Violation Final Penalty Tota	I \$155
		***************************************		
		This violation Final Asse	ssed Penalty (adjusted for limits	) \$155

	HWHARKE	conomic E	senetit W	orks	sheet		
Respondent	Gray Utility Serv	vice L.L.C.			asellar in	***	
Case ID No.	35573						
Reg. Ent. Reference No.	RN102682358						2 1.
	Public Water S	vlaau					Years of
Violation No.		~~~,				Percent Interest	Depreciation
Violation 140.					hermaniculus.		: 5.30.d
			- Las silida le			5.0	1:
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	Marijasa abad	randok ara bidka		edice en la como de la como	en grave parameter	
Delayed Costs	i indisaki hasir						
Equipment	\$50	8-Jan-2008	26-Mar-2008	0,2	\$0	\$1	\$1
Buildings	and the second second			0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction		Cart State Control	Part of the second	0,0	\$0	\$0	\$0
Land				0,0	\$0	n/a	\$0
Record Keeping System				0,0	\$0	n/a	\$0
Training/Sampling	ines 1			0,0	\$0	n/a	\$0
Remediation/Disposal			***************************************	0.0	\$0	n/a	\$0
	The state of the s			0,0		· Acceptable And	φυ
Permit Costs				0.0	\$0	n/a	\$0 \$0
Permit Costs Other (as needed)	The delayed	cost includes the a	amount to secure a	0.0	\$0 \$0	n/a n/a	\$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs			investigation to	0.0 0.0 and cove	\$0 \$0 er the electrical bo	n/a n/a x, calculated from th	\$0 \$0 ne date of the
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs			investigation to	0.0 0.0 and cove the dat	\$0 \$0 er the electrical bo e of compliance.	n/a n/a x, calculated from the	\$0 \$0 ne date of the
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal			investigation to	0.0 0.0 and cove the dat ntering 0.0	\$0 \$0 er the electrical bo er of compliance.	n/a n/a x, calculated from the one-time avoided cone-time avoided	\$0 \$0 ne date of the
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal Personnel			investigation to	0.0 0.0 and cove the dat ntering 0.0 0.0	\$0 \$0 er the electrical bo te of compliance.	n/a n/a x, calculated from the	\$0 \$0 ne date of the
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling			investigation to	0.0 0.0 and cover the date ontering 0.0 0.0 0.0	\$0 \$0 er the electrical bo te of compliance. Item (except for a \$0 \$0	n/a n/a x, calculated from the cone-time avoided	\$0 \$0 ne date of the osts) \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment			investigation to	0.0 0.0 0.0 and cover the dat 0.0 0.0 0.0	\$0 \$0 er the electrical bo ie of compliance. Item (except for a \$0 \$0 \$0 \$0	n/a n/a x, calculated from the cone-time avoided	\$0 \$0 ne date of the osts) \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]			investigation to	0.0 0.0 the dat 0.0 0.0 0.0 0.0 0.0	\$0 \$0 er the electrical bo e of compliance, item (except for electrical so \$0 \$0 \$0 \$0	n/a n/a n/a  xx, calculated from the cone-time avoided cone-time a	\$0 \$0 ne date of the so \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			investigation to	0.0 0.0 the dat ntering 0.0 0.0 0.0 0.0	\$0 \$0 er the electrical bo er of compliance. Item (except for electric solutions) \$0 \$0 \$0 \$0 \$0	x, calculated from the solution one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ne date of the osts) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2]			investigation to	0.0 0.0 the dat 0.0 0.0 0.0 0.0 0.0	\$0 \$0 er the electrical bo e of compliance, item (except for electrical so \$0 \$0 \$0 \$0	n/a n/a n/a  xx, calculated from the cone-time avoided cone-time a	\$0 \$0 ne date of the osts) \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			investigation to	0.0 0.0 the dat ntering 0.0 0.0 0.0 0.0	\$0 \$0 er the electrical bo er of compliance. Item (except for electric solutions) \$0 \$0 \$0 \$0 \$0	x, calculated from the solution one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ne date of the osts) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			investigation to	0.0 0.0 the dat ntering 0.0 0.0 0.0 0.0	\$0 \$0 er the electrical bo er of compliance. Item (except for electric solutions) \$0 \$0 \$0 \$0 \$0	x, calculated from the solution one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ne date of the osts) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)			investigation to	0.0 0.0 the dat ntering 0.0 0.0 0.0 0.0	\$0 \$0 er the electrical bo er of compliance. Item (except for electric solutions) \$0 \$0 \$0 \$0 \$0	x, calculated from the solution one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ne date of the osts) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)			investigation to	0.0 0.0 the dat ntering 0.0 0.0 0.0 0.0	\$0 \$0 er the electrical bo er of compliance. Item (except for electric solutions) \$0 \$0 \$0 \$0 \$0	x, calculated from the solution one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ne date of the osts) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)			investigation to	0.0 0.0 the dat ntering 0.0 0.0 0.0 0.0	\$0 \$0 er the electrical bo er of compliance. Item (except for electric solutions) \$0 \$0 \$0 \$0 \$0	x, calculated from the solution one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ne date of the osts) \$0 \$0 \$0 \$0 \$0

Scre	ening Date	19-Mar-2008		D	ocket No.	2008-0463-PW	S-E	PCW
F	Respondent	Gray Utility Se	ervice L.L.C.				Policy Re	vision 2 (September 2002)
	Case ID No.						PCW F	Revision February 29, 2008
Reg. Ent. Re								
	lia [Statute]							***
	Coordinator		real					
Viol	ation Number	6						
	Rule Cite(s)		30 T	ex. Admin. Co	de § 290.46	(f)(3)(E)(iv)		
Violatio	on Description	available to C	ommission pe	rsonnel at the documented the ction certificate	time of investing the time of investigation to the time for the time for the time of time	stigations. Spec	nat can be made ifically, at the time provide copies of have service	
							Base Penalty	\$1,000
>> Environmenta	L Property a	ind Human	Health Mati	rix	nangana (A. 2)	er to restaure	4.76	
>> Liiviioiiiileiita	i, i roperty c	ma maman	Harm	'Yazaran	GATALAS	Constitution value of the Color of the	1555 7 <b>5</b> 5823	
1.6) 	Release	Major	Moderate	Minor				
OR	Actual	<u> </u>				Banant -	00/	
	Potential	<u> </u>				Percent	0%	
>>Programmatic	Matrix	Notes and the contract of the		Saljaca Sec	Face said	4		
>>Programmanc	Falsification	Major	Moderate	Minor				
All and the state of the state	T alomoution	x				Percent	10%	
1.000.000	L	1						
Matrix Notes			100% of the	e rule requirem	ent was not	met.		
San reconstitution		Flating.		property and the	an expert to the	Adjustment	\$900	
SECTION AND PROPERTY.	TOTAL DEPOS TO SECTION OF ANY ACCOUNTS	SSESSEE THE REPORT OF THE PROPERTY OF THE PROP					 T	\$100
							Į	\$100
Violation Events		e de la companya de	a sensing constitution			and the second	400400	
	Service State of the State of t		Lina wit in the season			_	And the state of t	RECOMMENDED FOR PROPERTY.
	Number of Vi	olation Events	1		71	Number of viol	ation days	
		■ronesseen, common of						)
		daily						-
	mark only one	monthly quarterly				Violat	ion Base Penalty	\$100
	with an x	semiannual					•	
		annual						
		single event	X					and the second s
	[ <del></del>							
			One sin	gle event is re	commended			
Economic Benef	it (EB) for th	is violation	Harachan Asiri	sytemistra de la colonia d	eagraphical Color	Statutory Li	mit Test	
Bernitset, Brianies Banas (St. M. Mint.			ernanderik ist S. C. A. 1388 i il		conduction with U.S. A.	11. Maria al anticolor de la constantina della c		\$155
	Estimate	d EB Amount		\$5		violation F	inal Penalty Total	<b>\$100</b>
			-	This violation	Final Asses	ssed Penalty (ad	djusted for limits)	\$155
THE RESERVE OF THE PERSON OF T	arranality (Com	ADMOST					2 To 10 To 1	100 mm 1 100 mm 1 1 1 1 1 1 1 1 1 1 1 1

gammanananananananananananananananananan	Jaav - Les <b>E</b>	conomic	Benefit W	orks	sheet	Hy <b>elful</b> f-Jerices	
Responde	<b>nt</b> Gray Utility Ser						
Case ID N	857						
Reg. Ent. Reference N	11.20-						
	lia Public Water S	upply					Years of
		ирріу				Percent Interest	Depreciation
Violation N	IO. 6 11 - I Subsections a		TROP (\$120-15.75, 14, 1070)		: TESTS PROGRAMMAN CONTRACTOR	2.0000000000000000000000000000000000000	Depreciation
		Control Marcher and				5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Descript	on No commas or \$	(d) mala assessia	And Million Solder				
	green en dat betreet bestelde de de la	Martina in Laboration de la compansión d				- 3i	
Delayed Cos	fe it is a second	Constant of the metal of the first					
Equipmen				0.0	\$0	\$0	\$0
Buildings		SWITTER STATE		0.0	\$0	\$0	\$0
Other (as needed)				0,0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System	\$150	8-Jan-2008	10-Sep-2008	0.7	\$5	n/a	\$5
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposa				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
Notes for DELAYED costs  Avoided Cos		<b>in</b>	vestigation to the	estimate	ed date of compliar	es, calculated from nce. one-time avoided c	
Disposa		The state of the s	Ja Gooto Belole e	0.0	\$0	\$0	\$0
Personne			BELLINAS LAMINO DAN EL CALAMERTO ANT BELLINAS LAMINOS DE LA CONTRACTOR DE LA C	0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling			The salt the second	0,0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]			Para San San San San	0,0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0,0	\$0	\$0	\$0
Other (as needed)				0,0	\$0	\$0	\$0
				•			r to the
Notes for AVOIDED costs			i promoto de la compa				Mark Y

Screeni	ng Date 19-Mar-2	008	Docket No.	2008-0463-PWS-E	PCW
	ondent Gray Util			f=	Policy Revision 2 (September 2002)
Cas	e ID No. 35573				PCW Revision February 29, 2008
Reg. Ent. Refere	nce No. RN10268	32358			
Media [	Statute] Public W	ater Supply			,
Enf. Coo	rdinator Epifanio	Villarreal			
Violation	n Number 7				
Rı	ile Cite(s) 30 Te		(f)(2), 290.46(f)(3)( )(B)(iii) and 290.46(	A)(i)(III), 290.46(f)(3)(A)(ii)(II f)(3)(D)(i)	1),
Violation De	investiga escription availab	tion. Specifically, at the tir ble for review: disinfectant hs, volume of water treated	ne of the investigati residual monitoring	on personnel at the time of t on, the following records wer results for two of the last twe e used on a weekly basis, ar and April 2007.	re not
				Base Pe	nalty \$1,000
>> Environmental, P	onerty and Hun	nan Health Matrix			
	operty and man	Harm		1.094.01.200 (2254.57	
	Release Majo	r Moderate Min	or		
OR	Actual			- 20/1	
Electrical	Potential			Percent 0%	
SS Decrees of a Mar	The second section of the second seco				
>>Programmatic Mat	.rıx ılsification Majo	r Moderate Min	or		
	III Wajo	x x		Percent 5%	
483 (181 1984)	1			<u> </u>	
	**************************************				
Matrix	В	etween 30% and 70% of th	ne rule requirement	was not met.	· :-
Notes					
enticke. De proposition faller for port	Albert Geralding 2019 Call Call	production of the State and the	endenkin z Co. zason <b>A</b>	djustment	\$950
•					\$50
					φου
Violation Events	m yakali nasyekanata anan Sin	THE RESERVE	anganggraphak anama Galighi sa Basa	THE PERSON NAMED OF THE PE	Silver .
		Se ESSE ES ANOMERICANES AND A SERVICIO DE MANAGEMENTA DE LA CASA D	A CAN HOLD BY BUILDING	_	*160887CCC
		1	71	Number of violation days	
			6	-	
	daily	1805.34			
	month			Violetian Boss Da	enalty \$50
	ark only one quarte with an x semian	1,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		Violation Base Pe	naity 400
	w <sup>ith an x</sup> semianı annu:	· · · · · · · · · · · · · · · · · · ·			2
	single e				· ·
	Single c	Assistant A			
	·				
		One single eve	nt is recommended.		
Economic Benefit (E	B) for this viola	tion		Statutory Limit Test	
	Estimated EB Ame	ount	\$6	Violation Final Penalty	Total \$78
				_	
		This vio	olation Final Asses	sed Penalty (adjusted for I	imits) \$78

Case ID No.	Gray Utility Serv 35573	rice L.L.C.					
Reg. Ent. Reference No.						********************************	****************
Media Violation No.	Public Water St	upply				Percent Interest	Years of Depreciation
					า กลู้เป็นเมืองใหญ่ (กลุ b	5.0	1:
40 FB (1) (40 C) (40 C)	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	Praconiumbig personal	on a page maganggage gapaga	Na de la la			
Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land	Market Comment		20 Table 1 1	0,0	\$0	n/a	\$0
Record Keeping System	\$200	8-Jan-2008	26-Mar-2008	0.2	. \$2	n/a	\$2
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0,0	\$0	n/a	\$0
Permit Costs	•			0.0	\$0	n/a	\$0
Other (as needed)	\$100 The delayed water trea	8-Jan-2008 cost includes the a sted, and microbiol	10-Sep-2008 amount to properly logical analyses, c	0.7 maintain alculated	\$3 n disinfectant residence from the date of	n/a dual monitoring resu the investigation to t	\$3 Its, volume of he date of
Other (as needed)  Notes for DELAYED costs  Avoided Costs	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amou m the date of the l	maintain alculated nt to prop nvestigat	i disinfectant reside from the date of erly maintain amount to the ion to the estimat	dual monitoring resu	Its, volume of he date of d on a weekly ce.
Notes for DELAYED costs	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amou m the date of the l	maintain alculated nt to prop nvestigat	n disinfectant resident from the date of early maintain amount ion to the estimate item (except for \$0	dual monitoring results investigation to to the investigation to to the investigation to the investigation of compliants one-time avoided to \$0	Its, volume of he date of d on a weekly ce.
Notes for DELAYED costs  Avoided Costs  Disposal  Personnel	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amou m the date of the l	maintain alculated nt to prop nvestigat	n disinfectant resident from the date of early maintain amoion to the estimate tem (except for \$0 \$0	dual monitoring resu the investigation to to ount of chlorine used ed date of complian one-time avoided o	Its, volume of the date of d on a weekly ce. osts)
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amou m the date of the l	maintain alculated nt to prop nvestigati ntering i 0.0 0.0 0.0	n disinfectant residence from the date of the date of the interior to the estimation to the estimation (except for \$0 \$0 \$0	dual monitoring resulte investigation to to count of chilorine used date of compliand one-time avoided count of \$0 \$0 \$0	Its, volume of the date of don a weekly ce.  \$0 \$0 \$0 \$0
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amoun in the date of the led costs before e	maintain alculated into to propose tigati entering in the control of the control	disInfectant resident from the date of early maintain amoion to the estimation to the estimation (except for \$0 \$0 \$0 \$0 \$0	dual monitoring resulte investigation to to count of chlorine used date of complian one-time avoided complian so \$0 \$0 \$0 \$0	Its, volume of the date of d on a weekly ce.  sosts)  \$0  \$0  \$0  \$0
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2]	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amoun in the date of the led costs before e	r maintain alculated nt to prop nvestigati ntering i 0.0 0.0 0.0 0.0 0.0	n disInfectant resist from the date of early maintain amoion to the estimatitem (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	dual monitoring resulte investigation to to count of chlorine used date of compliant one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Its, volume of the date of the date of d on a weekly ce.  sosts)  \$0  \$0  \$0  \$0
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amoun in the date of the led costs before e	r maintain alculated nt to prop nvestigati ntering i 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	n disinfectant resist from the date of early maintain amoint to the estimation to the estimation (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	dual monitoring resulte investigation to to count of chilorine used date of compliand one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Its, volume of the date of the date of don a weekly ce.  Sosts)  \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amoun in the date of the led costs before e	r maintain alculated nt to prop nvestigati ntering i 0.0 0.0 0.0 0.0 0.0	n disInfectant resist from the date of early maintain amoion to the estimatitem (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	dual monitoring resulte investigation to to count of chlorine used date of compliant one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Its, volume of the date of the date of d on a weekly ce.  sosts)  \$0  \$0  \$0  \$0
Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amoun in the date of the led costs before e	r maintain alculated nt to prop nvestigati ntering i 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	n disinfectant resist from the date of early maintain amoint to the estimation to the estimation (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	dual monitoring resulte investigation to to count of chilorine used date of compliand one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Its, volume of the date of don a weekly ce.  sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs  Avoided Costs  Disposal  Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	The delayed water trea compliance. ba	cost includes the a ated, and microbiol The delayed cost in asis, calculated from	amount to properly logical analyses, c ncludes the amoun in the date of the led costs before e	r maintain alculated nt to prop nvestigati ntering i 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0	n disinfectant resist from the date of early maintain amoint to the estimation to the estimation (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	dual monitoring resulte investigation to to count of chilorine used date of compliand one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Its, volume of the date of the date of d on a weekly ce.  Sosts)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$

Screening Date	19-Mar-2008	Docket No.	2008-0463-PWS-E	PCW
Respondent	Gray Utility Service L.L.C.		Po	olicy Revision 2 (September 2002)
Case ID No.				PCW Revision February 29, 2008
Reg. Ent. Reference No.	RN102682358			
Media [Statute]	Public Water Supply			
Enf. Coordinator				
Violation Number				
Rule Cite(s)	3	30 Tex. Admin. Code § 290.	46(s)(1)	
Violation Description	Falled to ca	alibrate the well meter once	every unee years.	
			Base Per	nalty \$1,000
>> Environmental, Property a	and Human Health Mat	irix		
	Harm	•		
OR Release		Minor		
Potential		X	Percent 5%	***************************************
	DELONGE THE PROPERTY OF THE CONTRACT OF THE CO		ri	
>>Programmatic Matrix	anning self Mills	All and the second	]	. '
Falsification	Major Moderate	Minor	Percent 0%	
Matrix Notes Failure to usage and pr	have the well meters proper oduction data, which could p	ly calibrated could result in prevent the system from ens supply.	inaccurate or unavailable wate suring a continuous and safe t	er water
		The control of the second of	Adjustment	\$950
Page 200 Carry Co. 200 Carry C				\$50
			. 6	ΨΟΟ
Violation Events	noncompanie (1986)	The parameter of the second		
প্রতি কর্মা কর্মান্তর ক্রিক্তার করে। এই প্রতিক্রার ক্রিক্তার করে করে করে করে করে করে করে করে করে কর	ALONG THE STATE OF THE SAME SHARES WITH THE STATE OF THE SAME SHARES	Managar Carra San San San San San San San San San Sa		***************************************
	1	1095	Number of violation days	
mark only one with an x	daily monthly quarterly semiannual annual single event x		Violation Base Pe	nalty \$50
	One si	ngle event is recommended		** *
Economic Benefit (EB) for th	is violation		Statutory Limit Test	
Estimate	d EB Amount	\$120	Violation Final Penalty	Total \$78
		This violation Final Acces	ssed Penalty (adjusted for li	mits) \$78
	Property Commencer	Tina violation Final Asset	ssea renaity (dujusted 101 III	

Reg. Ent. Reference No. F Media F Violation No. 8	Public Water Su	pply			: Le subseil (Contra	Percent Interest	Years of Depreciation
						5.0	15
				Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	ayan di sagarbina	Tomba kal 98				
Delayed Costs_	u la distribution di la constanti di la consta	atropika					
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0,0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0,0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
						the state of the s	
Notes for DELAYED costs			po PM	es geb	ា ជន៖ ១៧៩ម៉ែ		
110100 101 1211 1111 00010			production that are by	Transfer of the			
	<u> </u>	<u></u>	Lance of the	وعلاما أعرفي	<u>in in 1971 i deli minesia biolog</u>	and the second	
Avoided Costs	ANNU	JALIZE [1] avoide	ed costs before e			one-time avoided c	
Disposal				0.0	\$0	\$0	\$0
Personnel				0,0	\$0	\$0	\$0
Inspection/Reporting/Sampling			er Bit	0.0	\$0	\$0	\$0
Supplies/equipment		. 411		0.0	\$0	\$0	\$0
Financial Assurance [2]	er volument	1 ' 1	Roger and Specific All	0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)	\$100	8-Jan-2005	8-Jan-2008	3.9	\$20	\$100	\$120
	The avoided co	ost includes the ar			the well meter, ca on date.	culated for the three	years prior to
Notes for AVOIDED costs			uie iiiv	congan			

Screening Date	19-Mar-2008	Docket No. 2008-0463-PWS-E	PCW
Respondent	Gray Utility Service L.L.C.		Polícy Revision 2 (September 2002)
Case ID No.	35573		PCW Revision February 29, 2008
Reg. Ent. Reference No.	RN102682358		
Media [Statute]	Public Water Supply		
Enf. Coordinator	Epifanio Villarreal		
Violation Number	9		
Rule Cite(s)	30 Tex. Admin. Code § 3	290.51(a)(3) and Tex. Water Code §§ 26.0291 and	5.702
Violation Description	Administration Account No and late Public Health Se	nd late General Permits Stormwater fees for TCEQ F b. 20023365 for Fiscal Year 2008 and failed to pay all pervice fees for TCEQ Financial Administration Accou 083 for Fiscal Years 2004 through 2008.	II annual
		Base	Penalty \$1,000
>> Environmental, Property	and Human Health Matr	rix	
	Harm		
Release		Minor	
OR Actua		Percent 0%	
Potentia		Percent 0%	·
>>Programmatic Matrix			
Falsification	Major Moderate	Minor	
		Percent 0%	
Property sense			
Matrix			
Notes			<u></u>
	w.c.au.com.com.com.com.com.com.com.com.com.com		<u> </u>
Les de la companie d	The property of the second of the second	Adjustment	\$1,000
			\$0
			MANAGES ALMOST PROPERTY CONTEXTS TO SE
Violation Events			ALCO STATE OF THE
	[p		-
Number of Vi	iolation Events	Number of violation day	'S
	daily	1	
	monthly		
mark only one		Violation Base	e Penalty \$0
with an x	semiannual		-
	annual		
	single event		
[			
All penalties	s and interest will be determin	ned by the Financial Administration Division at the ne	ext billing
	,	cycle.	
Economic Benefit (EB) for the	nis violation	Statutory Limit Te	st
garden tigen var getaren beste det det 1900 til	20		[39]C.7(2)L.1.000.3.0000.3.000.
Estimate	ed EB Amount	\$0 Violation Final Pen	alty Total \$0
		This violation Final Assessed Penalty (adjusted t	for limits) \$0
	on the second		Alexander and the second and the sec

	Gray Utility Ser	conomic E vice L.L.C.		٠.			
Reg. Ent. Reference No.	RN102682358					A STATE OF THE STA	are a company
	Public Water S	unnly				The second of the second	Years of
Violation No.		арріу				Percent Interest	Depreciation
Violation ivo.	. 0				. 389/03/H04/00/03/15/03/0		677884 <b>5</b> 71,7111
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
ltem Description		asterical xed but	o distribution (		MR. Dr. or Sylve		
Delayed Costs	Acres, Carlos Ca				سسلاخانك المتار والمسائل والمسائد	·	
Equipment				0.0	\$0	\$0	\$0
Buildings	E. P. S. C.			0.0	\$0	\$0	\$0
Other (as needed)	Lúlifori eta iz			0.0	\$001.57.57	\$0	\$0
Engineering/construction	<u> </u>	e. Phas. on a discussion	تغيث أجيب المسترادة	0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System			<u> </u>	0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal		-		0.0	\$0	n/a	\$0
Permit Costs Other (as needed)	<u></u>	<b> </b>		0.0	\$0 \$0	n/a n/a	\$0 \$0
Notes for DELAYED costs				N/A		grandersk Hoodersk	
Avoided Costs	'ANN	IUALIZE [1] avoided	d costs before e	entering	item (except for	one-time avoided c	osts)
Disposal			Lot 1 hour hours in an are	0.0	\$0	\$0	\$0
Personnel			inchigation to the	0,0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0,0	\$0	\$0	\$0
Supplies/equipment		.,		0.0	\$0	\$0	\$0
Financial Assurance [2]	1 2 2 1	1 Pr   Pr		0,0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)	and a constitution of the contract	A The state of the		0.0	\$0	\$0	\$0
						2.	indoor
Notes for AVOIDED costs				N/A			e,d oj.
Approx. Cost of Compliance		\$0		<del></del>	TOTAL		\$0

### **Compliance History**

Customer/Respondent/Owner-Operator:

CN602932196

Gray Utility Service, L.L.C.

Classification: AVERAGE

Rating: 2.19

Regulated Entity:

RN102682358

SUNCHASE SUBDIVISION

Classification:

Site Rating:

ID Number(s):

PUBLIC WATER SYSTEM/SUPPLY

REGISTRATION

1230083

WATER LICENSING

LICENSE

1230083

Location:

1400 MESA LN, HAMSHIRE, JEFFERSON, TX,

TCEQ Region:

**REGION 10 - BEAUMONT** 

Date Compliance History Prepared:

March 19, 2008

Agency Decision Requiring Compliance History:

Enforcement

Compliance Period:

March 19, 2003 to March 19, 2008

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name:

Epi Villarreal

(210) 403-4033

### **Site Compliance History Components**

1. Has the site been in existence and/or operation for the full five year compliance period?

Yes

2. Has there been a (known) change in ownership of the site during the compliance period?

Yes

3. If Yes, who is the current owner?

Gray Utility Service L.L.C.

4. if Yes, who was/were the prior owner(s)?

Starward Realty & Development, Inc.

5. When did the change(s) in ownership occur?

11/19/2004

### Components (Multimedia) for the Site:

Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

Effective Date: 04/26/2004

COURTORDER

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.46(d)(2)(A)

Rgmt Prov: 2.a. ORDER

Description: Failure to operate the water system's chlorination facilities to maintain a free chlorine residual of 0.2

mg/l in the3 far reaches of the distribution system.

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.42(e)(7)

Ramt Prov: 2.e. ORDER

Description: Failure to house and lock the hyupochlorination facilities.

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.118

Ramt Prov: 2.i. ORDER

Description: Failure to meet the Commission's standards for iron and chlorides.

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(1)(A)

Ramt Prov: 2.k. ORDER

Description: Failure to meet the agency's "Minimum Water System Capacity Requirements" for a well capacity

of 1.5 gallons per minute per connection.

Classification: Minor

Citation:

30 TAC Chapter 290, SubChapter D 290.38(22)

30 TAC Chapter 290, SubChapter D 290.41(e)(3)(C)

Description: Failure to maintain an intruder resistant fence.

Classification: Moderate

30 TAC Chapter 290, SubChapter D 290.39(h)(3)

Description: Failure to notify the commissioner's public drinking water program in writing upon the completion of

a new well.

R Any criminal convictions of the state of Texas and the federal government. N/A C. Chronic excessive emissions events. N/A D. The approval dates of investigations, (CCEDS Inv. Track, No.) 1 01/14/2005 (345393)2 03/04/2008 (617101)Written notices of violations (NOV). (CCEDS Inv. Track. No.) E. Date: 10/01/2003 (248749)Self Report? Classification Minor Citation: 30 TAC Chapter 290, SubChapter F 290,110(b)(4) Description: Failure to adequately chlorinate the water. Self Report? NO Classification Moderate Citation: 30 TAC Chapter 290, SubChapter D 290.44(d) 30 TAC Chapter 290, SubChapter D 290.46(r) Description: Failure to meet the TCEQ minimum requirements for water pressure in the water system's distribution. Date: 01/13/2005 (345393)Self Report? NO Classification Minor Citation: 30 TAC Chapter 290, SubChapter D 290.46(n)(2) Description: Failure to prepare and maintain a map of the distribution system so that valves and mains may be easily located during emergencies. Self Report? NO Classification Moderate Citation: 30 TAC Chapter 290, SubChapter D 290.42(k) 30 TAC Chapter 290, SubChapter D 290.42(I) Description: Failure to compile and maintain a plant operations manual. Self Report? NO Classification Minor Citation: 30 TAC Chapter 290, SubChapter D 290.46(m)(1)[G] Description: Failure to conduct annual pressure tank inspections. Self Report? NO Classification Moderate Citation: 30 TAC Chapter 290, SubChapter D 290.46(f) Description: Failure to operate the water system's chlorination facilities to maintain a free chlorine residual of 0.2 ml/l in the far reaches of the distribution system. Self Report? NO Classification Major Citation: 30 TAC Chapter 290, SubChapter D 290.46 Description: Failure to post a legible ownership sign at the water plant. Self Report? NO Classification Minor Citation: 30 TAC Chapter 290, SubChapter D 290.42(c) Description: Failure to house the hypochlorination facilities. Self Report? NO Classification Minor 30 TAC Chapter 290, SubChapter D 290.43(d)(2) Citation: Failure to provide the pressure tank with a pressure release device. Description: Self Report? NO Classification Major Citation: 30 TAC Chapter 290, SubChapter D 290.45(b)(1)(A)(i) Description: Failure to meet the Agency's "Minimum Water System Capacity Requirements" for a well capacity of 1.5 gallons per minute per connection. Self Report? Classification Major Citation: 30 TAC Chapter 290, SubChapter D 290.45(b)(1)(A)(ii) Failure to meet the "Agency's Minimum Water System capacity Requirements" for a Description: pressure tank capacity of 50 gallons per connection. Self Report? NO Classification Major Citation: 30 TAC Chapter 290, SubChapter D 290.41(c)(3)(J) Description: Failure to provide the well with a properly constructed sealing block. Self Report? NO Classification Minor Citation: 30 TAC Chapter 290, SubChapter F 290.110(b)(4) Description: Failure to adequately chlorinate the water. Self Report? NO Classification Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.44(d)

30 TAC Chapter 290, SubChapter D 290.46(r)

Description:

Failure to meet the TCEQ minimum requirements for water pressure in the water

Classification

Classification

Moderate

Minor

system's distribution.

Self Report?

NO

30 TAC Chapter 290, SubChapter F 290.121

Citation: Description:

Self Report?

NO

Failure to have a complete monitoring plan.

30 TAC Chapter 290, SubChapter D 290.42(e)(5)

Citation: Description:

Failure to have proper seal on the chlorine solution container.

F. Environmental audits.

N/A

Type of environmental management systems (EMSs). G.

N/A

Voluntary on-site compliance assessment dates. H.

Participation in a voluntary pollution reduction program. I.

N/A

Early compliance. J.

N/A

Sites Outside of Texas

N/A

And the second of the second of

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
GRAY UTILITY SERVICE L.L.C.	§	
RN102682358	§	ENVIRONMENTAL QUALITY

### AGREED ORDER DOCKET NO. 2008-0463-PWS-E

### I. JURISDICTION AND STIPULATIONS

At its \_\_\_\_\_\_ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Gray Utility Service L.L.C. ("the Respondent") under the authority of Tex. Health & Safety Code ch. 341 and Tex. Water Code ch. 5. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent appear before the Commission and together stipulate that:

- 1. The Respondent owns and operates a public water supply at 1400 Mesa Lane in Hamshire, Jefferson County, Texas (the "Facility") that has approximately 40 service connections and serves at least 25 people per day for at least 60 days per year.
- 2. The Commission and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.
- 3. The Respondent received notice of the violations alleged in Section II ("Allegations") on or about March 9, 2008.
- 4. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 5. An administrative penalty in the amount of One Thousand Ten Dollars (\$1,010) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent has paid Eight Hundred Eight Dollars (\$808) of the administrative penalty and Two Hundred Two Dollars (\$202) is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If the Respondent fails to timely and

- satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the Respondent to pay all or part of the deferred penalty.
- 6. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
- 7. The Executive Director of the TCEQ and the Respondent have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
- 8. The Executive Director recognizes that on March 26, 2008, the Respondent has implemented the following corrective measures at the Facility:
  - a. Submitted a copy of an up-to-date monitoring plan that described the sampling frequency, and specified the analytical procedures and laboratories;
  - b. Submitted a photo demonstrating that the leaking valve between the well and pressure tank was repaired;
  - c. Submitted a photo of an easily readable gauge on the pressure tank;
  - d. Submitted a photo of the covered electrical box; and
  - e. Submitted copies of records demonstrating compliance with the disinfection residual monitoring results, volume of water treated, and microbiological analysis.
- 9. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
- 10. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 11. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

#### II. ALLEGATIONS

As owner and operator of the Facility, the Respondent is alleged to have:

1. Failed to maintain an up-to-date plant operations manual for operator review and reference, in violation of 30 Tex. ADMIN. CODE § 290.42(l), as documented during an investigation conducted on January 8, 2008.

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- 2. Failed to make available for Commission review a complete up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the public water system will use to comply with the monitoring requirements, in violation of 30 Tex. ADMIN. CODE § 290.121(a) and (b), as documented during an investigation conducted on January 8, 2008.
- 3. Failed to maintain all treatment units, storage and pressure maintenance facilities, distribution system lines and related appurtenances in a watertight condition, in violation of 30 TEX. ADMIN. CODE § 290.46(m)(4), as documented during an investigation conducted on January 8, 2008.
- 4. Failed to provide the pressure tank with an easily readable pressure gauge, in violation of 30 TEX. ADMIN. CODE § 290.43(d)(2), as documented during an investigation conducted on January 8, 2008.
- 5. Failed to ensure that all water system electrical wiring is securely installed in compliance with a local or national electrical code, in violation of 30 Tex. ADMIN. CODE. § 290.46(v), as documented during an investigation conducted on January 8, 2008.
- 6. Failed to maintain copies of customer service inspection certificates that can be made available to Commission personnel at the time of investigation, in violation of 30 Tex. ADMIN. CODE § 290.46(f)(3)(E)(iv), as documented during an investigation conducted on January 8, 2008.
- 7. Failed to provide water system records to Commission personnel at the time of the investigation, in violation of 30 Tex. ADMIN. CODE § 290.46(f)(2), 290.46(f)(3)(A)(i)(III), 290.46(f)(3)(A)(ii)(III), 290.46(f)(3)(B)(iii) and 290.46(f)(3)(D)(i), as documented during an investigation conducted on January 8, 2008.
- 8. Failed to calibrate the well meter once every three years, in violation of 30 TEX. ADMIN. CODE § 290.46(s)(1), as documented during an investigation conducted on January 8, 2008.
- 9. Failed to pay all annual and late General Permits Stormwater fees for TCEQ Financial Administration Account ("FA") No. 20023365 for Fiscal Year 2008 and failed to pay all annual and late Public Health Service fees for TCEQ FA Account No. 91230083 for Fiscal Years 2004 through 2008, in violation of 30 Tex. ADMIN. CODE § 290.51(a)(3) and Tex. WATER CODE §§ 26.0291 and 5.702, as documented during a record review conducted on March 25, 2008.

### III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

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#### IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 5 above. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Gray Utility Service L.L.C., Docket No. 2008-0463-PWS-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. It is further ordered that the Respondent shall undertake the following technical requirements:
  - a. Within 10 days after the effective date of this Agreed Order:
    - i. Have a certified inspector complete and maintain customer service inspection certifications on all residences that do not have service agreements, in accordance with 30 Tex. ADMIN. CODE § 290.46; and
    - ii. Compile and maintain properly completed monthly water works operation records and maintenance records, including but not limited to the amount of chemical used on a weekly basis, and make them available at the time of Commission inspections, in accordance with 30 Tex. ADMIN. CODE § 290.46.
  - b. Within 30 days after the effective date of this Agreed Order:
    - i. Calibrate the well meter, in accordance with 30 TEX. ADMIN. CODE § 290.46;
    - ii. Submit payment for all outstanding fees, interest, and penalties for TCEQ FA Account Nos. 20023365 and 91230083. The payment shall be sent with the notation "Gray Utility Service L.L.C., FA Account Nos. 20023365 and 91230083" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

c. Within 45 days after the effective of this Agreed Order, submit written certification as described below in Ordering Provision 2.e., and include supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provisions 2.a. and 2.b.

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- d. Within 60 days after the effective date of this Agreed Order, maintain an up-to-date and thorough plant operations manual for operator review and reference, in accordance with 30 Tex. Admin. Code § 290.42.
- e. Within 75 days after the effective date after the effective date of this Agreed Order, submit written certification as described below, and include supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision 2.d. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Water Section Manager
Beaumont Regional Office
Texas Commission on Environmental Quality
3870 Eastex Freeway
Beaumont, Texas 77703-1892

- 3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.
- 4. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.

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Gray Utility Service L.L.C. DOCKET NO. 2008-0463-PWS-E Page 6

- 5. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 6. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
- 7. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to the Respondent, or three days after the date on which the Commission mails notice of the Order to the Respondent, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

### SIGNATURE PAGE

### TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission	
For the Executive Director	3/29/2008 Date

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions:
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

Signature

alter M. Gray Jr.

Name (Printed or typed) Authorized Representative of Gray Utility Service L.L.C. Date

General Manager
Title

**Instructions**: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order.

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